

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: August 19, 2005

ANALYST: Dayna C. Brown

I. COMMITTEE: ARPAC
Jeffrey B. Brooks, Esq., Treasurer
(C00226472)
401 9th Street NW
Suite 610 South
Washington, DC 20004

II. RELEVANT STATUTES: 2 U.S.C. § 434a
11 CFR §111.31
11 CFR §104.18

III. BACKGROUND:

Failure to File Reports and Late Filing**2003 Mid-Year Report**

On July 11, 2003, the Committee filed its 2003 Mid-Year Report covering the period from January 1, 2003 through June 30, 2003. The report disclosed \$40,000.00 on Line 20 (Total Federal Receipts) and \$29,864.00 on Line 32 (Total Federal Disbursements) of the Detailed Summary Page (Images 23991317881 and 23991317882).

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2003 Year End Report

On January 29, 2004, the Committee filed a Miscellaneous Report with the FEC. This report was a fax which the Committee filed to indicate that their hard drive had crashed while attempting to file the 2003 Year End Report. The Committee further highlighted within their fax that "We have been trying to contact technical services all day in order to attempt to recover our last report, and have not been able to talk to anyone. We are hopeful to be in touch with someone to correct this problem and make the deadline of January 31st."¹ (Image 24038284357)

On April 7, 2004, the Committee was sent a 'Failure to File' notice (RQ-7) for failure to file the 2003 Year End Report. The notice advised the Committee that the failure to file the requested report could result in civil money penalties, an audit or legal enforcement action (Image 24038330675).

On March 31, 2005, committee representative, Read Irvin, called the Commission regarding the Committee's next filing. The Reports Analysis Division (RAD) analyst advised that while the next report due was the 2005 Mid-Year Report on July 31, 2005; the Committee had not filed a report since the 2003 Mid-Year Report (Attachment 3).

On April 27, 2005 at 10:07 am, Read Irvin again called the Commission to seek assistance in filing the 2003 Year End Report. The RAD analyst and NIC, assisted the Committee in setting up all particulars of e-filing in order to enable the Committee to file the 2004 Year End Report² (Attachment 4).

On April 27, 2005 at 11:57 am, the Committee filed its 2003 Year End Report covering the period from July 1, 2003 through December 31, 2003. The report disclosed \$12,500.00 on Line 20 (Total Federal Receipts) and \$15,376.04 on Line 32 (Total Federal Disbursements) of the Detailed Summary Page (Images 25990592588 and 25990592589)³.

2004 April Quarterly Report

On June 24, 2004, the Committee was sent a RQ-7 notice for failure to file the 2004 April Quarterly Report. The notice advised the Committee that the failure to file the requested report could result in civil money penalties, an audit or legal enforcement action (Image 24038411011).

On April 27, 2005, the Committee filed an April Quarterly Report covering the period from January 1, 2004 through March 31, 2004. This report disclosed \$12,500.00 on Line 20 (Total Federal Receipts) and \$9,500.00 on Line 32 (Total Federal Disbursements).

¹ Please note that the Committee also sent in a duplicate letter of the fax. The letter is listed as a Miscellaneous Report to the FEC with a receipt day of February 2, 2005 (Image 24038924773.)

² The Committee had filed a Year End Report with coverage dates of 12/27/2003 through 12/31/2003 on January 13, 2003; however this report actually referenced 12/27/2002 through 12/31/2002 (Image 23990076056)

³ Although the Committee filed numerous Amended Reports, RAD has not specifically highlighted any of the Amended Reports within this Referral because reported federal receipts and disbursements remain unchanged

2004 July Quarterly Report

On August 3, 2004, the Committee was sent a RQ-7 notice for failure to file the 2004 July Quarterly Report. The notice advised the Committee that the failure to file the requested report could result in civil money penalties, an audit or legal enforcement action (Image 24038492495).

On April 27, 2005, the Committee filed a July Quarterly Report covering the period from April 1, 2004 through June 30, 2004. This report disclosed \$36,000.00 on Line 20 (Total Federal Receipts) and \$16,250.00 on Line 32 (Total Federal Disbursements) of the Detailed Summary Page (Images 25990593709 and 25990593710).

2004 October Quarterly Report

On November 2, 2004 the Committee was sent a RQ-7 notice for failure to file the 2004 October Quarterly Report. The notice advised the Committee that the failure to file the requested report could result in civil money penalties, an audit or legal enforcement action (Image 25038612276).

On April 28, 2005, the Committee filed an October Quarterly Report covering the period from July 1, 2004 through September 30, 2004. This report disclosed \$17,601.00 on Line 20 (Total Federal Receipts) and \$21,250.00 on Line 32 (Total Federal Disbursements) of the Detailed Summary Page (Images 25990596124 and 25990596125).

2004 12 Day Pre-General Report

On April 28, 2005, the Committee filed the 2004 12 Day Pre-General Report covering the period from October 1, 2004 through October 13, 2004. This report disclosed \$0.00 on Line 20 (Total Federal Receipts) and \$250.00 on Line 32 (Total Federal Disbursements) of the Detailed Summary Page (Images 25990596124 and 25990596125). A PAC is required to submit a Pre-General Report if they make general election contributions or expenditures from October 1, 2003 through October 13, 2004. The report disclosed a \$250 disbursement to the principal campaign committee of a candidate on the November 2, 2004 ballot for the Louisiana House election.

2004 30 Day Post-General Report

On December 17, 2004, the Committee was sent a RQ-7 notice for failure to file the 2004 30 Day Post-General Report. The notice advised the Committee that the failure to file the requested report could result in civil money penalties, an audit or legal enforcement action (Image 24038671643).

On April 28, 2005, the Committee filed the 2004 30 Day Post General Report covering the period from October 14, 2004 through November 22, 2004. This report disclosed \$0.00 on Line 20 (Total Federal Receipts) and \$12,000.00 on Line 32 (Total Federal Disbursements) of the Detailed Summary Page (Images 25990596198 and 25990596199).

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2004 Year End Report

On February 18, 2005, the Committee received a RQ-7 for failure to file the 2004 Year End Report. The notice advised the Committee that the failure to file the requested report could result in civil money penalties, an audit or legal enforcement action (Image 25038742583).

On April 28, 2005, the Committee filed the 2004 Year End Report covering the period from November 23, 2004 through December 31, 2004. The report disclosed \$0.00 on Line 20 (Total Federal Receipts) and \$3,500.00 on Line 32 (Total Federal Disbursements) of the Detailed Summary Page (Images 25990596229 and 25990596230).

To date, no further communication has been received from the Committee regarding these matters.

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ARPAC
Brooks, B. Jeffrey Mr. Esq.
FILING FREQUENCY: QUARTERLY

401 9th Street NW

Washington

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DC 20004

ID #C00226472

FORM TYPE	RPT TYPE	AI	PGI	REC DATE	PGS	BEG IMAGE	COVERAGE DATES	BEG CASH	RECEIPTS	DISBURSE	END CASH	DEBTS BY
MS			T	1/29/2004	3	24038284356						
MS			T	2/02/2004	2	24038294773						
RQ	MY	2		5/06/2005	3	25038810413	1/01/2003 6/30/2003					
RQ	YE	2		5/06/2005	3	25038810410	7/01/2003 12/31/2003					
RQ	YE	7		4/07/2004	2	24038330675	7/01/2003 12/31/2003					
RQ	Q1	7		6/24/2004	2	24038411011	1/01/2004 3/31/2004					
RQ	Q2	2		5/13/2005	3	25038812021	4/01/2004 6/30/2004					
RQ	Q2	7		8/03/2004	2	24038492495	4/01/2004 6/30/2004					
RQ	Q3	2		5/13/2005	5	25038812016	7/01/2004 9/30/2004					
RQ	Q3	7		11/02/2004	2	24038612276	7/01/2004 9/30/2004					
RQ	30G	7		12/17/2004	2	24038671643	10/01/2004 11/22/2004					
RQ	YE	7		2/18/2005	2	25038742583	11/23/2004 12/31/2004					
3	MY	N	P	7/11/2003	69	23991317879	1/01/2003 6/30/2003	5419	40000	29864	15555	0
3	YE	N	P	4/27/2005	34	25990592586	7/01/2003 12/31/2003	10082	12500	15376	7206	0
3	YE	A	P	5/10/2005	37	25980500503	7/01/2003 12/31/2003	15555	12500	15376	12679	0
3	Q1	N	P	4/27/2005	11	25990592945	1/01/2004 3/31/2004	7206	12500	9500	10206	0
3	Q1	A	P	5/10/2005	11	25980500540	1/01/2004 3/31/2004	12679	12500	9500	15679	0
3	Q2	N	P	4/27/2005	72	25990593707	4/01/2004 6/30/2004	10206	36000	16250	29956	0
3	Q2	A	P	5/10/2005	72	25980500551	4/01/2004 6/30/2004	15679	36000	16250	35429	0
3	Q2	A	P	5/27/2005	72	25990961716	4/01/2004 6/30/2004	15679	36000	16250	35429	0
3	Q2	A	P	5/27/2005	72	25990961788	4/01/2004 6/30/2004	15679	36000	16250	35429	0
3	Q3	N	P	4/28/2005	44	25990596122	7/01/2004 9/30/2004	29956	17106	21250	25812	0
3	Q3	A	P	5/10/2005	44	25980500623	7/01/2004 9/30/2004	35429	17106	21250	31285	0
3	Q3	A	P	5/27/2005	44	25990961860	7/01/2004 9/30/2004	35429	17106	21250	31285	0
3	12G	N	P	4/28/2005	6	25990596190	10/01/2004 10/13/2004	25812	0	250	25562	0

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3	12G	A	P	5/10/2005	6	25980500667	10/01/2004 10/13/2004	31285	0	250	31035	0
3	12G	A	P	5/27/2005	6	25990961904	10/01/2004 10/13/2004	31285	0	250	31035	0
3	30G	N	P	4/28/2005	7	25990596196	10/14/2004 11/22/2004	25562	0	12000	13562	0
3	30G	A	P	5/10/2005	7	25980500673	10/14/2004 11/22/2004	31035	0	12000	19035	0
3	30G	A	P	5/27/2005	7	25990961910	10/14/2004 11/22/2004	31035	0	12000	19035	0
3	YE	N	P	4/28/2005	6	25990596227	11/23/2004 12/31/2004	13562	0	3500	10062	0
3	YE	A	P	5/10/2005	6	25980500680	11/23/2004 12/31/2004	19035	0	3500	15535	0
3	YE	A	P	5/27/2005	6	25990961917	11/23/2004 12/31/2004	19035	0	3500	15535	0
TOTAL									118106	107990		

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ARPAC (C00226472)
2003-2004 Election Cycle Filing Overview

Report Type/Reporting Coverage Period	Filing Due Date	Date Report Filed	Number of Days Report was Filed Past Due Date	Total Federal Receipts (Line 20) - Detailed Summary Page	Total Federal Disbursements (Line 32) - Detailed Summary Page
2003 Mid-Year Report (01/01/03-06/30/03)	7/31/2003	7/11/2003	Filed Timely	\$40,000.00	\$29,864.20
2003 Year End Report (07/01/03-12/31/03)	1/31/2004	4/27/2005	452	\$12,500.00	\$15,376.00
2004 April Quarterly Report (01/01/04 - 03/31/04)	4/15/2004	6/15/2005	426	\$12,500.00	\$9,500.00
2004 July Quarterly Report (04/01/04 - 06/30/04)	7/15/2004	4/27/2005	286	\$36,000.00	\$16,250.00
2004 October Quarterly Report (04/01/04 - 06/30/04)	10/15/2004	4/28/2005	195	\$17,106.00	\$16,250.00
2004 Pre-General Report (10/01/04 - 10/13/04)	10/21/2004	4/5/2005	166	\$0.00	\$250.00
2004 Post-General Report (10/14/04 - 11/22/04)	12/2/2004	4/28/2005	147	\$0 00	\$12,000.00
2004 Year End Report (11/23/04 - 12/31/04)	1/31/2005	4/28/2005	87	\$0 00	\$3,500.00